

Message Text

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JUL QUOTE

O N F I D E N T I A L STATE 176967

E.O. 11652: GDS

TAGS: PFOR, TQ

SUBJECT: CONGRESS OF MICRONESIA SPECIAL SESSION

PLEASE PASS TO STATUS LNO SAIPAN FROM AMBASSADOR WILLIAMS

IN VIEW OF THE GREAT IMPORTANCE OF THE FORTHCOMING COM
SPECIAL SESSION AND IN VIEW OF YOUR EXPERIENCE AND WIDE
ACQUAINTANCE AMONG MICRONESIAN LEADERS INVOLVED, REQUEST
THAT YOU GO TO PONAPE AS SOON AS POSSIBLE TO BE ON HAND
FOR EARLY PART OF SPECIAL SESSION. FROM POINT OF VIEW OF
STATUS NEGOTIATIONS, ISSUES INVOLVED ARE DELICATE AND SOME-
WHAT SENSITIVE. IN PURSUING THEM ALONG LINES SET FORTH
BELOW YOU WILL BE IN PARTICULARLY USEFUL POSITION TO SPEAK
ON BASIS ON YOUR PARTICIPATION IN DISCUSSIONS OF LAST
APRIL AND MAY/JUNE ON SAIPAN WITH JCFS AND OTHER LEADERS.

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USING YOUR OWN GOOD JUDGEMENT AS TO TIMING AND METHOD, YOU
SHOULD BE AN ACTIVE PROPONENT OF THE INITIALLED COMPACT AND
MAKE YOURSELF AVAILABLE TO ANSWER QUESTIONS CONCERNING IT.
(WE ARE DOING OUR UTMOST TO TRACE ROUND VIII BOOKLETS AIR

FREIGHTED TO YOU JUNE 25 AND HAVE SENT 50 EXTRA COPIES TO MAUGER ON PONAPE) IN THIS CONNECTION YOU SHOULD RECALL TO THOSE CONCERNED, ESPECIALLY BAILEY

OLTER, CHAIRMAN OF COMMITTEE ON FUTURE STATUS, THAT WITH RESPECT TO STILL INCOMPLETE SECTION 401(C), U.S. OF COURSE RETAINS RIGHT OF REVIEW OF ANY PROPOSED ALLOCATION OF FUNDS AND WOULD NECESSARILY HAVE TO APPROVE SUCH ALLOCATION.

PLEASE ENSURE THAT TEXT OF MY MESSAGE OF JULY 16 TO ANDON AMARAICH (SEPTTEL) IS DELIVERED TO HIM BY SOONEST POSSIBLE MEANS. I AM PLANNING TO FOLLOW THIS UP WITH MESSAGES TO NAKAYAMA AND HENRY WHICH WILL ALSO ANNOUNCE MY RESIGNATION AS THE PRESIDENT'S PERSONAL REPRESENTATIVE FOR MICRONESIAN STATUS NEGOTIATIONS AS OF JULY 31. HOPEFULLY, OFFICIAL ANNOUNCEMENT WILL HAVE PRECEDED MY MESSAGES. UNTIL THAT TIME INFORMATION IS NOT TO BE RELEASED. WILL KEEP YOU INFORMED.

FOLLOWING COMMENTS AND INSTRUCTIONS SHOULD GOVERN YOUR ATTENDANCE AT COM SPECIAL SESSION.

TWO BASIC PROBLEMS SHOULD BE BORNE IN MIND: (1) GREATEST THREAT POSED TO MICRONESIAN UNITY IS THE DRAFT CONSTITUTION AS IT NOW STANDS; (2) PL6-81 (IEHSI'S BILL ESTABLISHING THE COMMISSION ON FUTURE POLITICAL STATUS AND TRANSITION - CFPST) REQUIRES THAT COMPACT MUST BE MADE TO CONFORM TO THE CONSTITUTION.

IN DEALING WITH FIRST PROBLEM, YOU SHOULD SEEK EARLY OPPORTUNITY FOR CONSULTATION WITH SUCH COM MEMBERS AS TMETUCHL, SALII, MANGFEL, SILK, AMATA KABUA AND OTHERS WHO MAY BE SYMPATHETIC OR HAVE ADVISED REVISION OF CONSTITUTION. STRESS TO THEM THAT THE DRAFT CONSTITUTION FATALLY THREATENS THE UNITY OF MICRONESIA. YOU SHOULD EXAMINE WITH THEM INDIVIDUALLY THE QUESTION AS TO WHETHER CONFIDENTIAL

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THEY MAY WISH TO PROPOSE THAT THE COM CALL FOR A REVISION OF DRAFT CONSTITUTION IN SUCH A WAY AS TO MAKE POSSIBLE THE PRESERVATION OF MICRONESIAN UNITY. THEY MAY WISH TO CONSIDER THAT COM COULD IN EFFECT CALL FOR A MINI-CONCON TO ADDRESS THE ISSUE AND SUITABLE AMEND THE CONSTITUTION.

AT YOUR DISCRETION, YOU SHOULD TAKE UP SECOND POINT WITH IEHSI WHO INTRODUCED ORIGINAL BILL, REVIEWING LITERAL MANDATE OF CFPST THAT COMPACT MUST BE BROUGHT INTO STRICT CONFORMITY WITH CONSTITUTION AND NOTING THAT NAKAYAMA AND AMARAICH ARE SO INTERPRETING IT. POINT OUT THAT THIS STRICT INTERPRETATION HAS LOCKED CFPST INTO INFLEXIBLE DIRECTION WHICH WOULD RENDER IMPOSSIBLE THE ACHIEVEMENT

OF WHAT HAS BEEN FOR FIVE YEARS THE COM'S CHOICE, I.E., A

FREE ASSOCIATION RELATIONSHIP ALONG LINES NOW SET FORTH
IN THE INITIALLED COMPACT. IEHSI AND PERHAPS SILK (OR
OTHERS AT YOUR DISCRETION) SHOULD BE INFORMED THAT IF
THEY WANT THE COMPACT, THE BILL (PL6-81) DEFEATS THAT
PURPOSE. IEHSI MAY THEREFORE WISH, AS HE SAID TO ME IN
WASHINGTON SEVERAL WEEKS AGO, TO CONSIDER INTRODUCING
AMENDMENT TO HIS OWN BILL TO CORRECT SITUATION. IT
SHOULD ALSO BE MADE CLEAR THAT IF CFPST WERE EMPOWERED
TO AGREE TO SECTION 101 OF COMPACT AND SOME FORM OF
OVERRIDE CLAUSE FOR CONSTITUTION, THEN COMPACT AND
CONSTITUTION COULD IN FACT CO-EXIST.

ESSENTIAL NEED IS TO DETERMINE CURRENT VIEW OF COM AS TO
MICRONESIA'S FUTURE POLITICAL STATUS. YOUR MISSION IS TO
MAKE SURE THAT IMPLICATIONS OF CONTINUED ADHERENCE TO
PRESENT DRAFT CONSTITUTION AND INFLEXIBLE MANDATE OF
CFPST WOULD RENDER COMPLETION OF INITIALLED COMPACT
USELESS AND WOULD BE PRELUDE TO BREAKUP OF MICRONESIA.

BEST WISHES TO YOU AND BOBBIE AND MUCH APPRECIATION.

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